

state or in another state during the previous calendar year, or during the last calendar year in which the vessel was legally eligible for licenses if the vessel's licenses were suspended or revoked during the calendar year or years previous to the year for which the licenses are being sought.

Sec. 8. Section 12, chapter 184, Laws of 1974 ex. sess. (uncodified) is amended to read as follows:

~~((The provisions of sections 1 through 9 of this act shall expire on December 31, 1977, and shall be null and void and without any further force and effect on such date without any further action by the legislature.))~~ The provisions of RCW 75.28.450, 75.28.455 as now or hereafter amended, RCW 75.28.460, 75.28.465, 75.28.470, 75.28.475, and 75.28.480 shall automatically expire on December 31, 1980, unless such expiration date be removed or extended by subsequent action of the legislature.

NEW SECTION. Sec. 9. Section 10, chapter 184, Laws of 1974 ex. sess. and RCW 75.28.485 are each hereby repealed.

NEW SECTION. Sec. 10. If any provision of this 1977 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 11. The provisions of sections 1 through 6 of this 1977 amendatory act shall expire on December 31, 1980, and shall be null and void and without any further force and effect on such date without any further action by the legislature.

NEW SECTION. Sec. 12. Sections 1 through 6 of this 1977 amendatory act shall constitute a new chapter in Title 75 RCW.

NEW SECTION. Sec. 13. This 1977 amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate May 19, 1977.

Passed the House May 18, 1977.

Approved by the Governor May 28, 1977.

Filed in Office of Secretary of State May 28, 1977.

CHAPTER 107

[Senate Bill No. 2196]

SUPERIOR COURT CLERKS—FEES—DISPOSITION

AN ACT Relating to superior courts; amending section 1, chapter 38, Laws of 1973 as last amended by section 1, chapter 30, Laws of 1975 and RCW 36.18.020; and adding a new section to chapter 36.18 RCW.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 1, chapter 38, Laws of 1973 as last amended by section 1, chapter 30, Laws of 1975 and RCW 36.18.020 are each amended to read as follows:

Clerks of superior courts shall collect the following fees for their official services:

(1) The party filing the first or initial paper in any civil action, including an action for restitution, or change of name, shall pay, at the time said paper is filed, a fee of ~~((thirty-two))~~ forty-five dollars.

(2) Any party filing the first or initial paper on an appeal from justice court or on any civil appeal, shall pay, when said paper is filed, a fee of ~~((thirty-two))~~ forty-five dollars.

(3) The party filing a transcript or abstract of judgment or verdict from a United States court held in this state, or from the superior court of another county or from a justice court in the county of issuance, shall pay at the time of filing, a fee of five dollars.

(4) For the filing of a tax warrant by the department of revenue of the state of Washington, a fee of five dollars shall be paid.

(5) The party filing a demand for jury of six in a civil action, shall pay, at the time of filing, a fee of twenty-five dollars; if the demand is for a jury of twelve the fee shall be fifty dollars. If, after the party files a demand for a jury of six and pays the required fee, any other party to the action requests a jury of twelve, an additional twenty-five dollar fee will be required of the party demanding the increased number of jurors.

(6) For filing any paper, not related to or a part of any proceeding, civil or criminal, or any probate matter, required or permitted to be filed in his office for which no other charge is provided by law, the clerk shall collect two dollars.

(7) For preparing, transcribing or certifying any instrument on file or of record in his office, with or without seal, for the first page or portion thereof, a fee of two dollars, and for each additional page or portion thereof, a fee of one dollar. For authenticating or exemplifying any instrument, a fee of one dollar for each additional seal affixed.

(8) For executing a certificate, with or without a seal, a fee of two dollars shall be charged.

(9) For the filing of an affidavit for garnishment, a fee of five dollars shall be charged.

(10) For approving a bond, including justification thereon, in other than civil actions and probate proceedings, a fee of two dollars shall be charged.

(11) In probate proceedings, the party instituting such proceedings, shall pay at the time of filing the first paper therein, a fee of ~~((thirty-two))~~ forty-five dollars: PROVIDED, HOWEVER, A fee of two dollars shall be charged for filing a will only, when no probate of the will is contemplated.

(12) For filing any petition to contest a will admitted to probate or a petition to admit a will which has been rejected, there shall be paid a fee of ~~((thirty-two))~~ forty-five dollars.

(13) For the issuance of each certificate of qualification and each certified copy of letters of administration, letters testamentary or letters of guardianship there shall be a fee of two dollars.

(14) For the preparation of a passport application there shall be a fee of three dollars.

(15) Upon conviction or plea of guilty or upon failure to prosecute his appeal from a lower court as provided by law, a defendant in a criminal case shall be liable for a fee of thirty-two dollars.

(16) With the exception of demands for jury hereafter made and garnishments hereafter issued, civil actions and probate proceedings filed prior to midnight, July 1, 1972, shall be completed and governed by the fee schedule in effect as of January 1, 1972: PROVIDED, That no fee shall be assessed if an order of dismissal on the clerk's record be filed as provided by rule of the supreme court.

(17) No fee shall be collected when a petition for relinquishment of parental rights is filed pursuant to RCW 26.36.010.

NEW SECTION. Sec. 2. There is added to chapter 36.18 RCW a new section to read as follows:

The amount of the increase of thirteen dollars in each filing fee paid pursuant to subsection (1), (2), (11), and (12) of RCW 36.18.020 as amended by this 1977 amendatory act shall be paid into the county treasury and allocated as follows:

(1) For counties which were allocated an increased number of superior court judges by the forty-fifth legislature, the amount of the increase in fees shall be used to defray the salaries and expenses of the judges representing such increase in the number thereof, as needed; and

(2) For any surplus not required for purposes of subsection (1) of this section, or in counties where the number of judges was not increased, the amount of the increase in fees shall be allocated by the county legislative authority to defray the costs of maintaining juvenile and family courts.

Passed the Senate March 28, 1977.

Passed the House May 19, 1977.

Approved by the Governor May 28, 1977.

Filed in Office of Secretary of State May 28, 1977.

CHAPTER 108

[Engrossed Senate Bill No. 2081]

MUNICIPAL COURTS—PROCESS—WARRANT SERVERS

AN ACT Relating to municipal courts; and adding a new section to chapter 35.20 RCW.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. There is added to chapter 35.20 RCW a new section to read as follows:

(1) The position of warrant server is hereby created within the courts created by chapter 35.20 RCW. The number and qualifications of said warrant servers shall be fixed by ordinance, and their compensation shall be paid by the city.

(2) Said warrant servers shall be vested only with the special authority to make arrests authorized by the warrants which they have been directed to serve by courts created by chapter 35.20 RCW.

(3) All criminal and civil process issuing out of courts created under this title shall be directed to the chief of police of the city served by the court and/or to the sheriff of the county in which the court is held and/or the warrant servers of the court and be by them executed according to law in any county of this state.